UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
CR 01-246 (RHK/JSM)

UNITED STATES OF AMERICA,

PLAINTIFF,

VS.

BASIM OMAR SABRI,

DEFENDANT.

DEFENDANT SABRI'S MOTION FOR A JUDGMENT OF ACQUITTAL

Defendant, by and through the undersigned counsel, moves this Honorable Court for a judgment of acquittal on all three counts in the Superseding Indictment because the evidence is insufficient to sustain a conviction.

This motion is based upon Rule 29 of the Federal Rules of Criminal Procedure, the United States Constitution, the United States Code, all files and records in the case, the accompanying Memorandum of Law, the interests of justice, and upon other and further points and authorities as may subsequently be presented to this court.

Respectfully submitted,

BIRRELL & NEWMARK, LTD.

Dated: December 10, 2004

By: s/ Andrew S. Birrell

Andrew S. Birrell
Attorney Id. #133760
Attorneys for Defendant
333 South Seventh Street, Suite 2270
Minneapolis, Minnesota 55402
Telephone: (612) 871-7000